

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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HOUSE BILL 349

Short Title: Fayetteville/May Disclose Police Complaint. (Local)

Sponsors: Representatives Floyd, Glazier, Lucas, and Szoka (Primary Sponsors).

For a complete list of Sponsors, refer to the North Carolina General Assembly Web Site.

Referred to: Government, if favorable, Judiciary.

March 20, 2013

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE CITY OF FAYETTEVILLE TO DISCLOSE LIMITED
PERSONNEL INFORMATION TO MEMBERS OF THE CITIZENS REVIEW BOARD
TO FACILITATE ITS REVIEW OF POLICE COMPLAINT INVESTIGATIONS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 160A-168 is amended by adding a new subsection to read:

"(c4) In order to facilitate citizen review of the police complaint process, when a person wishes to appeal the results of a complaint investigation, the city manager or the chief of police or their designees may release the disposition of disciplinary charges against a police officer and the facts relied upon in determining the disposition to the Police Citizen Review Board. Board members shall maintain as confidential all personnel information released to them under this subdivision that is not a matter of public record under this section, and any member who violates this confidentiality is guilty of the violations set forth in subsections (e) and (f) of this section. Each member of the Board shall execute and adhere to a confidentiality agreement that is satisfactory to the city. For purposes of this subsection, the "disposition of disciplinary charges" includes determinations that the charges are not sustained, unfounded, exonerated, classified as an information file, or classified as any other disciplinary disposition category subsequently adopted by the Fayetteville Police Department."

SECTION 2. This act applies to the City of Fayetteville only.

SECTION 3. This act is effective when it becomes law.

